



Patitioner's Docket No. 2551/102

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Paul I. Bulat

Application No.: 10/694,519

Group No.: 3742

Filed: October 27, 2003

For: System and Method for Delivering Medical Examination, Treatment and Assistance Over a Network

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
WITHIN THREE MONTHS OF FILING OR
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. § 1.97(b))

IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. § 1.97(b).

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

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37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10*

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Signature

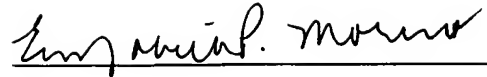
Date: August 25, 2005

Elizabeth P. Morano

(type or print name of person certifying)

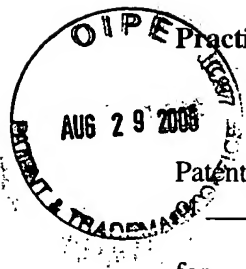
* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

DATE: August 25, 2005

A handwritten signature in black ink, appearing to read "Elizabeth P. Morano", is written over a horizontal line.

Elizabeth P. Morano
BROMBERG & SUNSTEIN LLP
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125 Summer Street
Boston, MA 02110-1618
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02551/00102 427082.1



Practitioner's Docket No. 2551/102

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application

Inventor(s)

for

Title of invention

the specification of which is being transmitted herewith

OR

In re application of: Paul I. Bulat

Application No.: 10/694,519

Group No.: 3742

Filed: October 27, 2003

Examiner: Robinson, Daniel Leon

For: System and Method for Delivering Medical Examination, Treatment and Assistance Over Network

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;

Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

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37 C.F.R. SECTION 1.8(a)

37 C.F.R. SECTION 1.10*

☐ as "Express Mail Post Office to Addressee"

☐ with sufficient postage as first class mail.

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

Date: August 25, 2005

Elizabeth P. Morano

(type or print name of person certifying)

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b).

"Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable C.F.R.e, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.



INFORMATION DISCLOSURE STATEMENT

"An information disclosure statement shall be considered by the Office if filed by the applicant:

- (1) Within three months of the filing date of a national application;
- (2) Within three months of the date of entry of the national stage as set forth in section 1.491 in an international application; or
- (3) Before the mailing date of a first Office action on the merits, whichever event occurs last." 37 C.F.R. section 1.97(b).

NOTE: "Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section." 37 C.F.R. section 1.56(a).

"Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) each inventor named in the application;
- (2) each attorney or agent who prepares or prosecutes the application; and
- (3) every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application." 37 C.F.R. section 1.56(c).

NOTE: The "duty as described in section 1.56 will be met so long as the information in question was cited by the Office or submitted to the Office in the manner prescribed by sections 1.97(b) - (d) and 1.98 before issuance of the patent." Notice of January 9, 1992, 1135 O.G. 13-25 at 17.

WARNING: "No information disclosure statement may be filed in a provisional application." 37 C.F.R. section 1.51(b).

List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

(check sections forming a part of this statement: discard unused sections and number pages consecutively)

1. ☒ Preliminary Statements
2. ☒ Forms PTO/SB/08A and 08B (substitute for Form PTO-1449)
3. ☐ Statement as to Information Not Found in Patents or Publications
4. ☐ Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted
5. ☐ Cumulative Patents or Publications
6. ☒ Copies of Listed Information Items Accompanying This Statement
7. ☐ Concise Explanation of Non-English Language Listed Information Items
 - 7A. ☐ JEPO Search Report
 - 7B. ☐ English Language Version of EPO Search Report
8. ☐ Translation(s) of Non-English Language Documents
9. ☐ Concise Explanation of English Language Listed Information Items (Optional)
10. ☒ Identification of Person(s) Making This Information Disclosure Statement

(complete the following, if appropriate)

Sections _____, respectively, have been continued on ADDED PAGE(S).

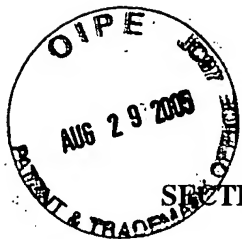
NOTE: "Once the minimum requirements are met, the examiner has an obligation to consider the information." Notice of April 20, 1992 (1138 O.G. 37-41, 37).

Section 1. Preliminary statements

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. section 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.



SECTION 2. FORMS PTO/SB/08A and 08B (formerly Form PTO-1449)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Paul I. Bulat

Attorney Docket: 2551/102

Serial No: 10/694,519

Art Group Unit: 3742

Date Filed: October 27, 2003

Examiner Name: Robinson, Daniel
Leon

Invention: System and Method for Delivering Medical Examination, Treatment and
Assistance Over a Network

LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANT'S INFORMATION DISCLOSURE STATEMENT

U.S. PATENT DOCUMENTS					
Examiner Initials	Reference Number	Document Number	Issue Date/ Publication Date	Inventor	Class/Subclass
_____	AA	4,259,548	Mar. 31, 1981	Fahey, et al.	179/5 R
_____	AB	5,005,126	Apr. 2, 1991	Haskin	364/412.13
_____	AC	5,434,611	July 18, 1995	Tamura	348/8
_____	AD	5,441,047	Aug. 15, 1995	David, et al.	128/670
_____	AE	5,554,649	Aug. 13, 1996	David, et al.	128/630
_____	AF	5,558,638	Sept. 24, 1996	Evers, et al.	604/66
_____	AG	5,619,991	Apr. 15, 1997	Sloane	128/630
_____	AH	5,687,734	Nov. 18, 1997	Dempsey, et al.	128/696
_____	AI	5,810,747	Sept. 22, 1998	Brudny, et al.	600/595
_____	AJ	5,960,411	Sept. 28, 1999	Hartman, et al.	705/26
_____	AK	5,987,519	Nov. 16, 1999	Peifer, et al.	709/230
_____	AL	6,007,459	Dec. 28, 1999	Burgess	482/4
_____	AM	6,157,401	Dec. 5, 2000	Wiryanan	348/15
_____	AN	6,168,563 B1	Jan. 2, 2001	Brown	600/301
_____	AO	6,195,683 B1	Feb. 27, 2001	Palmer, et al.	709/204
_____	AP	6,205,716 B1	Mar. 27, 2001	Peltz	52/36.2
_____	AQ	6,206,829 B1	Mar. 27, 2001	Iliff	600/300
_____	AR	6,208,372 B1	Mar. 27, 2001	Barracough	348/14.16
_____	AS	6,215,515 B1	Apr. 10, 2001	Voois, et al.	348/14
_____	AT	6,219,087 B1	Apr. 17, 2001	Uiterwyk, et al.	348/14.08
_____	AU	6,259,355 B1	Jul. 10, 2001	Chaco, et al.	340/286.07
_____	AV	6,278,999 B1	Aug. 21, 2001	Knapp	707/9
_____	AW	6,302,844 B1	Oct. 16, 2001	Walker, et al.	600/300

Examiner Signature: _____

Date Considered: _____

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation *if not* in conformance and not considered. Include copy of this form with next communication to applicant.



Section 6. Copies of Listed Information Items Accompanying This Statement

NOTE: 37 C.F.R. section 1.98(a)(2) requires that any information disclosure statement filed under section 1.97 shall include: "A legible copy of: (1) Each U.S. and foreign patent; (ii) Each publication or that portion which caused it to be listed; and (iii) All other information or that portion which caused it to be listed, except that no copy of a U.S. patent application need be included . . ."

NOTE: The wording in section 1.98(a)(2)(iii) makes it clear that the requirement to submit a copy of each item of information listed in an information disclosure statement does not apply to the citation of a U.S. patent application. Notice of January 9, 1992, 1135 O.G. 13-25, at 14.

Legible copies of all items listed in Forms PTO/SB/08A and 08B (substitute for Form PTO-1449) accompany this information statement.

(complete the following, if applicable)

Exception(s) to above:

☒ [X] Items in prior application, from which an earlier filing date is claimed for this application, as identified in Section 4.

☐ [] Cumulative patents or publications identified in Section 5.

Section 10. Identification of Person(s) Making This Information Disclosure Statement

The person making this certification is

(check each applicable item)

- (a) ☐ the inventor(s) who signs below

SIGNATURE OF INVENTOR

(type name of inventor who is signing)

- (b) ☐ an individual associated with the filing and prosecution of this application (37 C.F.R. section 1.56(c))

SIGNATURE OF INVENTOR

(type name of inventor who is signing)

- (c) ☒ the practitioner who signs below on the basis of the information:

(check each applicable item)

☐ supplied by the inventor(s).

☐ supplied by an individual associated with the filing and prosecution of this application. (37 C.F.R. section 1.56(c)).

☒ in the practitioner's file.

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SIGNATURE OF PRACTITIONER

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(type or print name of practitioner)

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